

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Srikakulam – Withdrawal of prosecution against S/Sri Bathina Madhava Rao (A6), 2) Potti Hari (A13) in Cr.No.126/1991, under sections 448, 427, 435 of the I.P.C., 1860, Section 3 & 5 of E.S. Act and Section 4 of TADA Act of Kasibugga P.S. pending trial on the file of J.F.C.M., Palasa vide PRC No.5/2000 – Orders – Issued.

LAW (L.A. & J – HOME – COURTS-B) DEPARTMENT

G.O.Rt.No.1120

Dated:02.06.2008.

Read:

From the Collector & District Magistrate, Srikakulam Lr.Rc.No.141/2008 C2,
Dt:06.02.2008

ORDER:

The Collector & District Magistrate, Srikakulam District in his letter read above, based on the report of the Superintendent of Police, Srikakulam and the opinion of Addl.Public Prosecutor, Srikakulam has recommended for withdrawal of prosecution against S/Sri Bathina Madhava Rao (A6), and 2) Potti Hari (A13) in Cr.No.126/1991, under sections 448, 427, 435 of the Indian Penal Code, 1860 (Act 45 of 1860) Section 3 & 5 of the Explosive Substance Act and Section 4 of the Terrorist Anti Disruptive Activities Act of Kasibugga Police Station pending trial on the file of Judicial First Class Magistrate, Palasa vide PRC No.5/2000.

2. Government after careful examination of the matter and the record made available have decided to withdraw prosecution against S/Sri Bathina Madhava Rao (A6), and 2) Potti Hari (A13) in Cr.No.126/1991, under sections 448, 427, 435 of the Indian Penal Code, 1860 (Act 45 of 1860), Section 3 & 5 of the Explosive Substance Act and Section 4 of the Terrorist Anti Disruptive Activities Act of Kasibugga Police Station which is pending before Judicial First Class Magistrate, Palasa vide PRC No.5/2000.

3. The Collector & District Magistrate, Srikakulam is therefore directed to instruct the Assistant Public Prosecutor concerned to file a petition under section 321 of the Code of Criminal Procedure, 1973 (Central Act 2 of 1974) for withdrawal of prosecution against the accused mentioned in para (1) above in Cr.No.126/1991, under sections 448, 427, 435 of the Indian Penal Code, 1860 (Act 45 of 1860), Section 3 & 5 of the Explosive Substance Act and Section 4 of the Terrorist Anti Disruptive Activities Act of Kasibugga Police Station which is pending before Judicial First Class Magistrate, Palasa vide PRC No.5/2000, under intimation to Government.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

T.MADAN MOHAN REDDY,
SECRETARY TO GOVERNMENT
LEGISLATIVE AFFAIRS & JUSTICE

To

The Collector & District Magistrate, Srikakulam (we)(CD file)

The Director General of Police, A.P., Hyderabad.

The Superintendent of Police, Srikakulam

The Assistant Public Prosecutor concerned (thro' Collector concerned)

Copy to:

The Law (E) Department;

The P.S. to Secretary (L.A. & J) Dept.,

Sf/Sc.

// forwarded :: by order //

Section Officer